

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                                  |   |                           |
|----------------------------------|---|---------------------------|
| In re the Application of:        | ) | Group Art Unit: 3739      |
| David K. Swanson                 | ) | Confirmation No.: 6001    |
| Serial No.: 10/727,096           | ) | Examiner: Roane, Aaron F. |
| Filed: December 2, 2003          | ) |                           |
| For: SURGICAL METHODS AND        | ) |                           |
| APPARATUS FOR STIMULATING TISSUE | ) |                           |

## TRANSMITTAL

**M/S: RCE**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

**1. Documents Enclosed:**

Transmitted herewith for the above-identified application are the following:

- ☒ Request for Continued Examination (1 page);
- ☒ Amendment and Response to final Office Action (11 pages);
- ☒ Transmittal letter with certificate of EFS WEB transmission (2 pages).

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CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below via the USPTO EFS-Web filing system.

April 27, 2007  
 Date of Deposit

/Nancy Rushton/  
 Nancy Rushton

**2. Request for EXTENSION OF Time:**

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☐ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

| EXTENSION<br>(months)                 | FEE FOR SMALL<br>ENTITY | FEE FOR OTHER THAN<br>SMALL ENTITY |
|---------------------------------------|-------------------------|------------------------------------|
| <input type="checkbox"/> one month    | \$60.00                 | \$120.00                           |
| <input type="checkbox"/> two months   | \$225.00                | \$450.00                           |
| <input type="checkbox"/> three months | \$510.00                | \$1,020.00                         |
| <input type="checkbox"/> four months  | \$795.00                | \$1,590.00                         |
| <input type="checkbox"/> five months  | \$1,080.00              | \$2,160.00                         |
| <b>Fee</b>                            |                         | <b>\$0.00</b>                      |

- ☒ If any extension fee is required, please consider this a petition therefor.

**3. RCE FEES**

|   |                                 |
|---|---------------------------------|
| <input checked="" type="checkbox"/> <b>RCE FEE:</b> 37 CFR §1.17 (c)      | \$790.00                        |
| Reduction by ½ for Filing by Small Entity. Note 37 CFR § 1.9, 1.27, 1.28. | <input type="checkbox"/> \$0.00 |
| Extension of Time (from above)  | \$0.00                          |
| <b>TOTAL FEES SUBMITTED HERewith</b>                                      | <b>\$790.00</b>                 |

**4. Method of Payment of fees:**

- ☒ Credit card payment in the amount of **\$790.00** is charged herein via EFS-Web filing system.
- ☐ Charge Vista IP Law Group LLP Deposit Account No. **50-1105** in the amount of **\$0.00**.
- ☒ The Commissioner is authorized to charge Vista IP Law Group LLP Account No. **50-1105** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, and to credit any overpayments to said Deposit Account No. **50-1105**

Respectfully submitted,  
VISTA IP LAW GROUP LLP

Dated: April 27, 2007

By: /David T. Burse/  
David T. Burse  
Reg. No. 37,104

Customer Number  
**41696**  
PATENT TRADEMARK OFFICE

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